

Section 364, Title 14, CCR, is amended to read:

§364. Elk.

(a) Siskiyou Roosevelt Elk Hunt:

(1) Area: In that portion of Siskiyou County beginning at the junction of Interstate Highway 5 with the California-Oregon state line; east along the state line to Highway 97; southwest along Highway 97 to Siskiyou County Road A-12; west along Road A-12 to Interstate 5; north along Interstate 5 to the point of beginning.

(2) Season: The season shall open on Wednesday preceding the second Saturday in September and continue for 12 consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of License Tags: 25 either-sex tags.

(b) ~~Shasta~~Northeastern California Rocky Mountain Elk Hunt:

(1) Area: ~~In that portion of Shasta County beginning at the junction of Highway 299 and the Big Bend Road; north along the Big Bend Road to the Pit River at the town of Big Bend; east along the Pit River to Highway 89 at Lake Britton; south on Highway 89 to Highway 299; west on Highway 299 to the point of beginning. Those portions of Siskiyou, Modoc, Lassen, and Shasta counties within a line beginning at the junction of Highway 97 and the California-Oregon state line; east along the California-Oregon state line to the California-Nevada state line; south along the California-Nevada state line to the Tuledad-Red Rock-Clarks Valley Road (Lassen County Roads 506, 512 and 510); west along the Tuledad-Red Rock-Clarks Valley Road to Highway 395 at Madeline; west on USDA Forest Service Road 39N08 to Adin; west on Highway 299 to Interstate 5; north on Interstate 5 to Siskiyou County Road A-12; east along Siskiyou County Road A-12 to Highway 97; north on Highway 97 to the point of beginning.~~

(2) Season: ~~The season shall open on the second Saturday in September and continue for 16 consecutive days.~~

(A) The general season shall open on the Wednesday preceding the third Saturday in September and continue for 12 consecutive days.

(B) The archery only season shall open on the Wednesday preceding the first Saturday in September and continue for 12 consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of License Tags:

~~One bull tag and four antlerless tags.~~

(A) General Season: 10 either-sex tags.

(B) Archery Only Season: 5 either-sex tags.

(5) Special Conditions: Elk may be taken during the Northeastern California Rocky Mountain Elk Hunt, Archery Only Season, with Archery Equipment Only as specified in Section 354.

(c) Del Norte Roosevelt Elk Hunt:

(1) Area: Those portions of Del Norte County owned or leased by the Simpson Timber Company ~~and the Stimson Redwood Company~~ within a line beginning at the intersection of Highway 101 and the California-Oregon state line; south along Highway 101 to North Bank Road; southeast along North Bank Road to High Divide Road; northeast along High Divide Road to North Fork Smith River/Wimer Road; north along

North Fork Smith River/Wimer Road to the California Oregon state line; west along the California-Oregon state line to the point of beginning.

(2) Season: The season shall open on the last Wednesday in August and continue for ten consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of License Tags: ten bull tags and five antlerless tags.

(5) Special Conditions: All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(d) Marble Mountains Roosevelt Elk Hunt

(1) Area: In ~~that~~ those portions of Humboldt, Trinity, Shasta and Siskiyou County counties beginning at the intersection of Interstate Highway 5 and the California-Oregon state line; west along the state line to the Del Norte County line; south along the Del Norte County line to the intersection of the Siskiyou-Humboldt county lines; east along the Siskiyou-Humboldt county lines to ~~their intersection with the Trinity County line; east along the Siskiyou-Trinity county line to Highway 3 at Scott Mountain; north and east on Highway 3 to Interstate Highway 5 in the city of Yreka;~~ Highway 96; south along Highway 96 to Highway 299; east along Highway 299 to Interstate Highway 5; north on Interstate Highway 5 to the point of beginning.

(2) Season: The season shall open on the Wednesday preceding the second Saturday in September and continue for 12 consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of License Tags: ~~30~~ 40 either-sex tags.

(e) Klamath Roosevelt Elk Hunt:

(1) Area: Those portions of Humboldt and Del Norte counties owned or leased by the Simpson Timber Company, Arcata, within a line beginning at the intersection of Highway 101 and the Klamath River; south on Highway 101 to South Klamath Beach Road; west on South Klamath Beach Road to the Redwood National Park boundary; southwest and south along the Redwood National Park boundary to Highway 101; south on Highway 101 to the Redwood National Park boundary; southeast along the Redwood National Park boundary to the Bald Hills Road; southeast along the Bald Hills Road to the Klamath River; northwest along the Klamath River to the point of beginning.

(2) Season: The season shall open on the first Wednesday in September and continue for ten consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of License Tags: ~~30 either-sex~~ 15 bull tags and 15 antlerless tags.

(5) Special Conditions: All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(f) Big Lagoon Roosevelt Elk Hunt:

(1) Area: In that portion of Humboldt County owned or leased by the Simpson Timber Company, Arcata, within a line beginning at the intersection of the Crannell Road and the A-Line Road; north on the A-Line Road to the intersection with the A-10 Road; north on the A-10 Road along the ~~eastern~~ western boundary of the Simpson Timber

Company property line; north along the Simpson Timber Company property line to the boundary with Redwood National Park; south and east along the western boundary of Redwood National Park to the M-Line Road; ~~south and east along the M-Line Road to the intersection with the O-Line Road; south and east along the O-Line Road to the intersection with the O-4 Road; south and east along the O-4 Road to the O-K Tie Road; south along the O-K Tie Road to the K and K Road; south on the K and K Road to the intersection of Highway 299; west along Highway 299 to Essex Lane; north on Essex Lane to the intersection with Timmons Lane; east and north on Timmons Lane; Timmons Lane changes to Railroad Grade North; north and east along the eastern boundary of Redwood National Park to Redwood Creek; south along Redwood Creek to Highway 299; west along Highway 299 to Fieldbrook Road; north along Fieldbrook Road to the intersection with Railroad Grade North; north on Railroad Grade North to the intersection with the M-Line Road; west along the M-Line Road to the intersection with the A-Line road to point of beginning.~~

(2) Season: The season shall open the last Wednesday in August and continue for ten consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of License Tags: ~~25 either-sex~~ 12 bull tags and 13 antlerless tags.

(5) Special Conditions: All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(g) Owens Valley Tule Elk Hunt:

(1) Area:

(A) Bishop Zone: In that portion of Inyo County beginning at the junction of Highway 395 and Highway 6 in the town of Bishop; north and east along Highway 6 to the junction of Silver Canyon Road; east along Silver Canyon Road to the White Mountain Road (Forest Service Road 4S01); south along the White Mountain Road to Highway 168 at Westgard Pass; south and west along Highway 168 to the junction of Highway 395; north on Highway 395 to the point of beginning.

(B) Lone Pine Zone: In that portion of Inyo County beginning at the junction of Highway 395 and Mazourka Canyon Road; east and then north on Mazourka Canyon Road to the Inyo National Forest Boundary at the junction of the southern boundary of Township 12S and the northern boundary of Township 13S; east along the southern boundary of Township 12S to Saline Valley Road; south on Saline Valley Road to Highway 190; north and then southwest on Highway 190 to the junction of Highway 395 at Olancha; north on Highway 395 to the point of beginning.

(C) Independence Zone: In that portion of Inyo County beginning at the junction of Highway 395 and Aberdeen Station Road; east on Aberdeen Station Road to its terminus at the southern boundary of Section 5, Township 11S, Range 35E; east along the southern boundary of sections 5, 4, 3, and 2, Township 11S, Range 35E to the Papoose Flat Road at Papoose Flat; south and east on Papoose Flat Road to Mazourka Canyon Road; south and then west on Mazourka Canyon Road to Highway 395; north on Highway 395 to the point of beginning.

(D) Tinemaha Zone: In that portion of Inyo County beginning at the junction of Highway 395 and Highway 168 in the town of Big Pine; north and east along Highway 168 to the

junction of the Death Valley Road; south and east along the Death Valley Road to the junction of the Papoose Flat Road; south along the Papoose Flat Road to the southern boundary of Section 2, Township 11S, Range 35E; west along the southern boundaries of sections 2, 3, 4 and 5 to the terminus of the Aberdeen Station Road in Section 5, Township 11S, Range 35E; south and west along the Aberdeen Station Road to Highway 395; north along Highway 395 to the point of beginning.

(E) The Owens Valley fund-raising license tag shall be valid in any zone described in subsection 364(g)(1)(A), (B), (C) and (D).

(F) The Owens Valley archery only license tags shall be valid in any zone described in subsection 364(g)(1)(A), (B), (C) and (D).

(2) Seasons:

(A) For Period One, the season for the Bishop, Lone Pine, Independence, and Tinemaha zones shall open on the first Saturday in November and extend for nine consecutive days.

(B) For Period Two, the season for the Bishop, Lone Pine, Independence and Tinemaha zones shall open on the third Saturday in November and extend for nine consecutive days.

(C) For Period Three, the season for the Bishop, Lone Pine, Independence, and Tinemaha zones shall open on the first Saturday in December and extend for nine consecutive days.

(D) The archery only period for the Bishop, Lone Pine, Independence, and Tinemaha zones shall open on the second Saturday in August and extend for nine consecutive days.

~~(E)~~ Fund-raising Hunt: The Owens Valley Fund-raising Hunt shall open on the last Saturday in October and extend for 30 consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of Tags:

(A) Period One: Bishop Zone - one bull tag. Lone Pine Zone - two bull tags and four antlerless tags. Independence Zone - one bull tag. Tinemaha Zone - ~~four~~two bull tags and ten antlerless tags.

(B) Period Two: Lone Pine Zone - two bull tags and four antlerless tags. Tinemaha Zone - ~~four~~two bull tags and ten antlerless tags.

(C) Period Three: Tinemaha Zone - two bull tags.

(D) Archery Only Period: 5 either-sex tags.

(5) Special Conditions:

(A) All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(B) Elk may be taken during the Owens Valley Tule Elk Hunt, Archery Only Period with Archery Equipment only as specified in Section 354.

~~(E)~~ Fund-raising Hunt: One bull tag.

(5) Special Conditions: All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(h) Cache Creek Tule Elk Hunt:

(1) Area: Those portions of Lake, Colusa and Yolo counties within the following line: beginning at the junction of Highway 20 and Highway 16; south on Highway 16 to Reiff-Rayhouse Road; west on Reiff-Rayhouse Road to Morgan Valley Road; west on Morgan Valley Road to Highway 53; north on Highway 53 to Highway 20; east on Highway 20 to the fork of Cache Creek; north on the north fork of Cache Creek to Indian Valley Reservoir; east on the south shore of Indian Valley Reservoir to Walker Ridge-Indian Valley Reservoir Access Road; east on Walker Ridge-Indian Valley Reservoir Access Road to Walker Ridge Road; south on Walker Ridge Road to Highway 20; east on Highway 20 to the point of beginning.

(2) Season:

(A) The season for bull elk shall open on the second Saturday in October and continue for 16 consecutive days.

(B) The season for antlerless elk shall open on the third Saturday in October and continue for 16 consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of Tags: Two bull tags and two antlerless tags.

(5) Special Conditions: All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(i) Grizzly Island Tule Elk Hunt:

(1) Area: Those lands owned and managed by the department as the Grizzly Island Wildlife Area.

(2) Seasons:

(A) For Period One, the season for antlerless elk shall open on the Tuesday after the second Saturday in August and continue for four consecutive days, whereas the season for bulls and spike bulls shall open on the Thursday after the second Saturday in August and continue for four consecutive days.

(B) For Period Two, the season for antlerless elk shall open on the Tuesday after the third Saturday in August and continue for four consecutive days, whereas season for bulls and spike bulls shall open on the Thursday after the third Saturday in August and continue for four consecutive days.

(C) For Period Three, the season for antlerless elk shall open on the Tuesday after the fourth Saturday in August and continue for four consecutive days, whereas the season for bulls and spike bulls shall open on the Thursday after the first Saturday in September and continue for four consecutive days.

(D) For Period Four, the season for antlerless elk shall open on the Tuesday after the second Saturday in September and continue for four consecutive days.

(E) For Period Five, the season for antlerless elk shall open on the Tuesday after the third Saturday in September and continue for four consecutive days.

(F) The season for the fund-raising hunt shall open on the first Saturday in August and continue for 30 consecutive days, with advance reservations required by contacting the Grizzly Island Wildlife Area by telephone at (707) 425-3828.

(3) Bag and Possession Limit: One elk per season.

(4) Number of Tags:

(A) Period One: three spike bull tags, and five antlerless tags.

(B) Period Two: one bull tag, three spike bull tags, and five antlerless tags.

(C) Period Three: one bull tag, two spike bull tags, and five antlerless tags.

(D) Period Four: five antlerless tags.

(E) Period Five: five antlerless tags.

(F) Fund-raising Hunt: two bull tags.

(5) Special Conditions: All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(j) La Panza Tule Elk Hunt:

(1) Area: In those portions of San Luis Obispo, Kern, and Santa Barbara counties within a line beginning at the junction of Highway 101 and Highway 58 in San Luis Obispo County; south on Highway 101 to Highway 166; east on Highway 166 to Highway 33 at Maricopa in Kern County; north on Highway 33 to Highway 58; west on Highway 58 to the point of beginning.

(2) Seasons:

(A) For Period One the season shall open on the second Saturday in October and extend for 23 consecutive days.

(B) For Period Two the season shall open on the second Saturday in November and extend for 23 consecutive days.

(3) Bag and Possession Limit: One elk per season.

(4) Number of Tags:

(A) Period One: six bull tags and six antlerless tags.

(B) Period Two: six bull tags and six antlerless tags.

(5) Special Conditions: All tagholders will be required to attend a mandatory orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(k) Fort Hunter Liggett Tule Elk Hunt:

(1) Area: That portion of Monterey County lying within the exterior boundaries of Fort Hunter Liggett, except as restricted by the Commanding Officer.

(2) Seasons: Due to military operations, season dates for the following periods are subject to further restriction or may be rescheduled between November 1 and December 31 by the Commanding Officer.

(A) For Period One, the season shall open on the second Thursday in November and continue for five consecutive days.

(B) For Period Two, the season shall open on the Wednesday before the last Saturday in November and continue for five consecutive days.

(C) For Period Three, the season shall open on the third Saturday in December and continue through January 1, excluding December 24 and 25.

(3) Bag and Possession Limit: One elk per person.

(4) Number of Tags:

(A) Period One: 10 antlerless tags (five military and five general public).

(B) Period Two: 10 antlerless tags (five military and five general public).

(C) Period Three: Ten bull tags (five military and five general public) and four spike bull tags (two military and two general public).

(5) Special Conditions:

(A) Tags for the 2002 Fort Hunter Liggett Tule Elk Hunt will be issued to persons drawn in 2001 because the hunt was cancelled.

(B) All tagholders will be required to attend a mandatory hunter orientation. Tagholders will be notified of the time and location of the orientation meeting upon receipt of their elk license tags.

(BC) Tagholders shall be required to purchase an annual hunting pass available from Fort Hunter Liggett.

(CD) Season dates and hunt areas are subject to restriction by the Commanding Officer of Fort Hunter Liggett based on military training.

~~(I) Distribution of License Tags:~~

~~(1) Three fund-raising license tags for the taking of elk bulls shall be offered for sale to raise funds for the management of elk. The department may designate a nonprofit organization or organizations to sell the fund-raising tags. Any resident or nonresident is eligible to buy one of the license tags. The purchase of fund-raising tags shall complete required hunter orientation programs conducted by the department and meet the hunter safety requirements for a hunting license.~~

~~(2) Application forms for elk tags (2001 RESIDENT ELK DRAWING APPLICATION, LRB 1364, Rev. 4/2001, incorporated by reference herein) shall be made available to the public at license agents and regular department offices. Each applicant must be a California resident at least 12 years of age and possess a California hunting license valid during the elk season for which he/she is applying. No person shall submit more than one application for an elk license tag. No more than two persons shall apply together as a party. To be considered as a party, both persons must apply on the same application for the same tag choice. Incomplete applications and applications submitted without the appropriate processing fee will not be included in the drawing.~~

~~(3) The elk hunting license tags shall be issued by drawing. Applicants shall submit the application with a nonrefundable \$6.50 for Single and \$13.00 for Party processing fee to the Department of Fish and Game, License and Revenue Branch, 3211 S Street, Sacramento, CA 95816 (Or by mail to PO Box 989041, West Sacramento, CA 95798-9041). Applications must be received before 5:00 p.m. on the first business day after June 1. In the event a party is drawn for the last tag available for a hunt, the party will be split and the party leader (first person listed) as indicated on the application form shall be awarded the elk tag. The party member shall become the first alternate for that hunt. Successful applicants and a list of alternates for each hunt will be determined by drawing within 10 calendar days following the application deadline date. If the drawing is delayed due to circumstances beyond the department's control, the department shall conduct the drawing at the earliest date possible. Unsuccessful applicants will not be notified. Successful applicants and alternates will be mailed notification as soon as practical. Upon receipt of the notification, the applicant or alternate shall send a \$277.50 tag fee to the Department of Fish and Game, License and Revenue Branch, 3211 S Street, Sacramento, CA 95816. The tag fee shall be received by the department by the close of the business day on the Monday following the second Saturday in July. Any tags unclaimed by successful applicants after that date shall be awarded to paid alternates for that hunt, on an individual basis, in the order drawn. Any remaining tags may be issued to paid alternates for other zones.~~

~~(m)~~ Definitions:

(1) Bull elk: Any elk with at least one antler which is exposed and visible above the hair line.

(2) Spike bull: A bull elk having no more than one point on each antler. An antler point is a projection of the antler at least one inch long and longer than the width of its base.

(3) Antlerless elk: Any elk, with the exception of spotted calves, lacking antlers which are exposed above the hair line.

(4) Either-sex elk: For the purposes of these regulations, either-sex is defined as bull elk, as described in Section 364(m)(1), or antlerless elk as, described in Section 364(m)(3).

~~(nm)~~ Method of Take: Only methods for taking elk as defined in sections 353 and 354 may be used.

~~(on)~~ Tagholder Responsibilities:

~~(1) All tagholders must return their license tags to the Department of Fish and Game within one week after the close of the elk season, even though the tagholder may not have killed an elk.~~

~~(2) License tags must be attached to the antler of an antlered elk, or to the ear of antlerless elk immediately after killing.~~

~~(3) Persons authorized to validate or countersign elk tags are listed in Section 372. Elk tags must be countersigned before transporting such elk, except for the purpose of taking it to the nearest person authorized to countersign the license tag on the route being followed from the point where the elk is taken.~~

~~(4) Only persons possessing valid elk license tags are entitled to take elk. Tags are not transferrable and are valid only for the area and period specified.~~

~~(5) Tagholders shall not have the right of entry onto privately owned lands against the will or consent of the owner or person in lawful charge thereof.~~

~~(6)~~ No tagholder shall take or possess any elk or parts thereof governed by the regulations except herein provided.

~~(7)~~ The department reserves the right to use any part of the tagholder's elk for biological analysis as long as the amount of edible meat is not appreciably decreased.

~~(8)~~ Any person taking an elk which has a collar or other marking device attached to it shall provide the department with such marking device within 10 days of taking the elk.

~~(p)~~ The use of dogs to take or attempt to take elk is prohibited.

~~(q) The tagholder shall surrender his tag to an employee of the Department of Fish and Game for any or all of the following reasons:~~

~~(1) Any act on the part of the tagholder which violates any of the provisions of the Fish and Game Code, or any regulations of the Commission made pursuant thereto.~~

~~(2) Any act on the part of the tagholder which endangers the person or property of others. The decision of the Department of Fish and Game shall be final.~~

~~(r) Elk may be taken on Santa Rosa Island pursuant to a permit issued by the department. For methods of take, see subsection (n) above.~~

NOTE

Authority cited: Sections 200, 202, 203, 332, 1050 and 1572, Fish and Game Code.

Reference: Sections 203, 203.1, 332, 713, 1050, 1570-1572, and 3951, Fish and Game Code.



